

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

SEAFARERS PENSION PLAN,)
derivatively on behalf of THE BOEING)
COMPANY,) DOCKET NO. 1:19-cv -08095
)
)
Plaintiff,)
)
v.)
)
ROBERT A. BRADWAY, *et al.*,)
)
)
Defendants,)
and)
)
THE BOEING COMPANY,)
)
)
Nominal Defendant.)

**PLAINTIFF SEAFARERS PENSION PLAN'S UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF PROPOSED SETTLEMENT**

Plaintiff Seafarers Pension (“Plaintiff”) and Defendants¹ have entered into a global settlement to resolve this federal derivative action (the “Federal Action”) and a related putative class action filed by Seafarers that is pending in the Delaware Court of Chancery, *Seafarers Pension Plan v. Bradway, et al.*, C.A. No. 2020-0556-MTZ (the “Delaware Action”). The proposed settlement: (1) includes settlement consideration that applies to the Federal Action only

¹ Defendants means: (1) individual Defendants in the Federal Action, who are Robert A. Bradway, David L. Calhoun, Arthur D. Collins Jr., Edmund P. Giambastiani Jr., Lynn J. Good, Lawrence W. Kellner, Caroline B. Kennedy, Edward M. Liddy, Dennis A. Muilenburg, Susan C. Schwab, Randall L. Stephenson, Ronald A. Williams, and Mike S. Zafirovski; (2) individual defendants in the Delaware Action, who are Robert A. Bradway, David L. Calhoun, Arthur D. Collins Jr., Edmund P. Giambastiani Jr., Lynn J. Good, Akhil Johri, Lawrence W. Kellner, Caroline B. Kennedy, Steven M. Mollenkopf, John M. Richardson, Susan C. Schwab, and Ronald A. Williams; and (3) The Boeing Company (“Boeing”), as Nominal Defendant in the Federal Action and a named Defendant in the Delaware Action.

and consideration that applies to both the Federal and Delaware Actions; (2) seeks approval of the settlement by both Courts; and (3) provides for a joint notice to Boeing's stockholders of the proposed settlement.

Accordingly, Plaintiff respectfully moves this Court for an order pursuant to Rule 23.1(c) of the Federal Rules of Civil Procedure, substantially in the form of Exhibit C to the Stipulation: (i) preliminarily approving the proposed settlement of the Federal Action; (ii) approving the form and method for giving notice to Boeing stockholders in the Federal Action, which notice the parties also anticipate providing to settlement class members in the Delaware Action through the same notice; and (iii) scheduling a Federal Settlement Hearing on the proposed settlement and dismissal of the Federal Action with prejudice upon the terms and conditions set forth in the Stipulation.

This motion is supported by the accompanying memorandum of law, the Stipulation and Agreement of Compromise, Settlement and Release dated August 10, 2022 with exhibits, attached to the Declaration of Carol V. Gilden, the prior pleadings and proceedings herein, and such other written or oral argument as may be permitted by the Court.

Dated: August 10, 2022

Respectfully submitted,

/s/ Carol V. Gilden

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